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**FACSIMILE TRANSMITTAL SHEET**

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TO: Examiner L. Wells  
Group 1617

FROM: Felissa H. Cagan

COMPANY: U.S. PTO

PHONE NUMBER: (650) 631-3145

FAX NUMBER: 703-872-9306

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PHONE NUMBER:

DATE: December 22, 2003

RE: U.S. Serial No. 10/028,258

TOTAL NO. OF PAGES: 9  
(INCLUDING COVER)

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☐ URGENT ☐ FOR REVIEW ☐ PLEASE COMMENT ☐ PLEASE REPLY ☐ PLEASE RECYCLE

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NOTES/COMMENTS:

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Practitioner's Docket No. 0081.02

PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Celal Albayrak

Application No.: 10/028,258

Group No.: 1617

Filed: 12/19/2001

Examiner: L. Wells

For: INDUCED PHASE TRANSITION METHOD FOR THE PRODUCTION OF MICROPARTICLES  
CONTAINING HYDROPHILIC ACTIVE AGENTS

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

## AMENDMENT TRANSMITTAL

1. Transmitted herewith is an amendment for this application.

## STATUS

2. Applicant is other than a small entity.

## EXTENSION OF TERM

3. The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply. Applicant petitions for an extension of time under 37 C.F.R. 1.136 (fees: 37 C.F.R. 1.17(a)(1)-(4)) for three months:

Fee: \$950.00

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**CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10\***  
(When using Express Mail, the Express Mail label number is mandatory;  
Express Mail certification is optional.)

I hereby certify that, on the date shown below, this correspondence is being:

## MAILING

G deposited with the United States Postal Service in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

37 C.F.R. § 1.8(a)

G with sufficient postage as first class mail.

37 C.F.R. § 1.10\*

G as "Express Mail Post Office to Addressee"

Mailing Label No. \_\_\_\_\_ (mandatory)

## TRANSMISSION

✓ facsimile transmitted to the Patent and Trademark Office, (703) 872 - 9306Date: 12/22/03

Signature

Kathy Honnert  
(type or print name of person certifying)

\* Only the date of filing ( ' 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under ' 1.8 continues to be taken into account in determining timeliness. See ' 1.703(f). Consider "Express Mail Post Office to Addressee" ( ' 1.10) or facsimile transmission ( ' 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

Amendment Transmittal--page 1 of 2

**FEE FOR CLAIMS**

4. The fee for claims (37 C.F.R. 1.16(b)-(d)) has been calculated as shown below:

	(Col. 1) CLAIMS REMAINING AFTER AMENDMENT	(Col. 2) HIGHEST NO. PREVIOUSLY PAID FOR	(Col. 3) PRESENT EXTRA	OTHER THAN A SMALL ENTITY				ADDIT. FEE	
TOTAL	29	-	30	=	0	x	\$	18.00	= \$ 0.00
INDEP.	1	-	3	=	0	x	\$	86.00	= \$ 0.00
FIRST PRESENTATION OF MULTIPLE DEP. CLAIM						+	\$	0.00	= \$ 0.00
TOTAL ADDIT. FEE								\$	0.00

No additional fee for claims is required.

**FEE PAYMENT**

5. Authorization is hereby made to charge the amount of \$950.00 to Deposit Account No. 500348.
- Charge any additional fees required by this paper or credit any overpayment in the manner authorized above.
- A duplicate of this paper is attached.

**FEE DEFICIENCY**

6. An additional extension and/or fee is required, charge Account No. 500348.
- An additional fee for claims is required, charge Account No. 500348.

Date: December 22, 2003

Reg. No.: 35,089  
Tel. No.: 650-631-3145  
Customer No.: 21968

Felissa H. Cagan  
Signature of Practitioner

Felissa H. Cagan  
Nektar Therapeutics  
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San Carlos, CA 94070

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PATENT

CERTIFICATE OF MAILING

I hereby certify that the following papers are being facsimile  
transmitted to the Patent and Trademark Office  
at (703) 872-9306 on 12/22/03:

Signed:

Kathy Honnert

Kathy Honnert

OFFICIAL

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In the United States Patent and Trademark Office  
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Applicant: Albayrak

Applicant's Ref: 0081.02

Application No: 10/028,258

Filed: 12/19/2001

Title: Induced Phase Transition Method  
for the Production of Microparticles  
Containing Hydrophilic Active Agents

Examiner: L. Wells

Group Art Unit: 1617

AMENDMENT

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

This is in response to the Office Action dated June 24, 2003 in the above-referenced case. A three month extension of time is requested and the fee therefor charged to Deposit Account No. 500348. Reconsideration and withdrawal of the rejections of claims 1-30 is respectfully requested.